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PTO/SB/64 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
COCR.35US01

First named inventor: Jeffrey B. Thompson

Application No.: 09/628,919

Group Art Unit: 2756

Filed: July 31, 2001

Examiner:

Title: Method and System for Extendable Class-Based Shared Data Types

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**☐ Small entity-fee \$\_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1,240 (37 CFR 1.17(m))**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in  
the form of Notice of Missing Parts (identify type of reply):

- ☐
- has been filed previously on \_\_\_\_\_
- 
- ☒
- is enclosed herewith.

B. The issue fee of \$\_\_\_\_\_

- ☐
- has been paid previously on \_\_\_\_\_
- 
- ☐
- is enclosed herewith.

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Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on  
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC  
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

5/8/01

Date

William W. Cochran, II

Signature

Telephone

Number: 970 377-6363

William W. Cochran, II

Typed or printed name

3555 Stanford Rd., Suite 230

Address

Enclosures: ☒ Fee Payment

Fort Collins, CO 80525

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☒ Other: Transmittal Letter; Statement of Facts; Notice of Missing Parts; Petition for Extension of Time; Signed Declaration

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

5/8/01

Date

Karin Dyer

Signature

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Karin Dyer

Type or printed name of person signing certificate

MAY 15 2001

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OFFICE OF PETITIONS

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jeffrey B. Thompson

Examiner:

Serial No.: 09/628,919

Group Art Unit: 2756

Filing Date: 7/31/2000

Title: Method and System for Extendable Class-Based Shared Data Types

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

STATEMENT OF FACTS OF UNINTENTIONAL DELAY

Dear Sir:

Pursuant to 37 CFR 1.137(b), MPEP Section 711.03(e) the Applicant hereby petitions to have this patent revived and indicates that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) as unintentional, and the following statement of relevant facts are as follows:

The law firm of Cochran & Collins LLP was newly formed in June of 2000 and implemented a new docketing system shortly thereafter. This new docketing system has been perfected since its implementation and the deadline for the filing of the missing parts for this patent application was indicated on the docket.

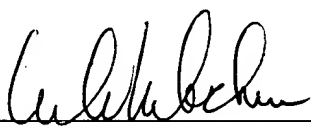
A newly hired paralegal, Karin Dyer, was not fully aware of the firm docketing system and was not familiar with this particular patent application and overlooked the deadline on the docketing system for the submittal of missing parts, thus causing the application to go abandoned.

I was the responsible attorney for this file, and I was out of town the week prior to the deadline for this matter. I was not made aware of the pending date, and I failed to discover the due date on the day that I returned.

The circumstances that caused this unintentional delay have now been corrected through training of the newly-hired paralegal, Karin Dyer, and an implemented policy of daily examination of the docketing system.

Therefore, applicant unintentionally allowed this patent application to go abandoned and is requesting that it be revived pursuant to Section 37 CFR 1.137(b).

Respectfully submitted,

By   
William W. Cochran

5/8/01  
Date

Attorney/Agent for Applicant(s)  
Reg. No.: 26,652  
Date: May 8, 2001

Telephone No.: (970) 377-6363

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